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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

## DECLARATION

ATTORNEY'S DOCKET NO.  
11411/116

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **ALPHA LIPOIC ACID BASED FOOD SUPPLEMENT FOR INCREASING LEAN MUSCLE MASS AND STRENGTH** the specification of which was filed on February 1, 2001 as U.S. Serial No. 09/775,431.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

PRIOR UNITED STATES APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

APPLICATION NUMBER

FILING DATE  
(day, month, year)

60/178,957

1 February 2000

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I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR	FAMILY NAME <b>GARDINER</b>	FIRST GIVEN NAME Paul	SECOND GIVEN NAME
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